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CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 27 2009

Applicant(s): Richard Richley et al.)
 Application No. 10/518,423)
 Filed: December 17, 2004) Group Art Unit: 3774
 For: DEVICES AND METHODS FOR)
 MINIMALLY INVASIVE TREATMENT)
 OF DEGENERATED SPINAL DISCS)
 Examiner: Alvin J. Stewart) Attorney Docket No. TDYNE-305

PETITION UNDER 37 CFR §1.136(a) AND §1.17

Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

A three-month extension of time in the above-identified application, i.e., to and including October 27, 2009, is respectfully requested.

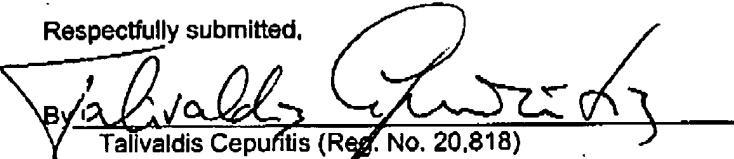
There is submitted herewith the following:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL, together with an authorization to charge our Deposit Account for the required fee of \$405.00.

Please charge the required fee of \$555.00 for a three-month extension of time to our Deposit Account No. 15-0508.

Kindly charge any additional fees or credit any overpayment concerning this matter to our Deposit Account No. 15-0508.

Respectfully submitted,

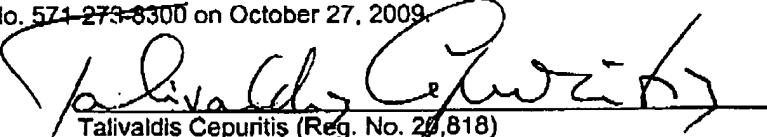
By 
 Talivaldis Cepuritis (Reg. No. 20,818)

October 27, 2009

OLSON & CEPURITIS, LTD.
 20 North Wacker Drive, 36th Floor
 Chicago, Illinois 60606
 (312) 580-1180

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this PETITION UNDER 37 CFR §1.136(a) AND §1.17 is being transmitted by facsimile transmission to Fax No. 571-273-8300 on October 27, 2009.


 Talivaldis Cepuritis (Reg. No. 20,818)